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To: Commissioner for Patents for Examiner Melaine A. Kemper Group Art Unit 3622	Facsimile No.: 703/872-9306
From: Krista Douthitt Senior Paralegal to Duke Yee	No. of Pages Including Cover Sheet: 3
<p>Message:</p> <p>Enclosed herewith:</p> <ul style="list-style-type: none">• Transmittal Document; and• Notice of Appeal.	
Re: Application No. 09/400,583 Attorney Docket No: CR9-99-049	
Date: Wednesday, August 4, 2004	
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Busche et al.

Serial No.: 09/400,583

Filed: September 22, 1999

For: Method and System for
Integrating Spatial Analysis and Data
Mining Analysis to Ascertain
Favorable Positioning of Products in a
Retail Environment

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Group Art Unit: 3622

Examiner: Kemper, Melanie A.

Attorney Docket No.: CR9-99-049

Certificate of Transmission Under 37 C.F.R. § 1.8(a)

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By:


Krista DouthittTRANSMITTAL DOCUMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

36736

PATENT TRADEMARK OFFICE
CUSTOMER NUMBER

Sir:

ENCLOSED HEREWITH:

- Notice of Appeal

A fee of \$330.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account 09-0461. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account 09-0461. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account 09-0461.

Respectfully submitted,


Duke W. Yee

Registration No. 34,285

YEE & ASSOCIATES, P.C.

P.O. Box 802333

Dallas, Texas 75380

(972) 367-2001

ATTORNEY FOR APPLICANTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Busche et al.**Serial No.: **09/400,583**Filed: **September 22, 1999**

**For: Method and System for
Integrating Spatial Analysis and Data
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§Group Art Unit: **3622**Examiner: **Kemper, Melanie A.**Attorney Docket No.: **CR9-99-049**RECEIVED
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on August 4, 2004.

By:


Krista DouthittNOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated May 5, 2004 finally rejecting claims 39, 41-44, 53, 55-58.

A fee of \$330.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0461. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0461. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0461.

Respectfully submitted,



Duke W. Yee

Reg. No. 34,285

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